

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:-

THE HONOURABLE THE CHIEF JUSTICE MR.H.L.DATTU  
&  
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

WEDNESDAY, THE 5TH SEPTEMBER 2007 / 14TH BHADRA 1929

O.P.No.8634 of 1995(C)  
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PETITIONER:-  
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MALANKARA ORTHODOX SYRIAN CHURCH MEDICAL MISSION HOSPITAL,  
KOLENCHERRY, REPRESENTED BY ITS SECRETARY DR.C.T.GEORGE,  
SON OF K.V.THOMAS, AGED 62, KOLENCHERRY.

BY ADV. SRI.SRI.V.PHILIP MATHEWS

RESPONDENTS:-  
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1. THE STATE OF KERALA,  
REPRESENTED BY THE SECRETARY TO GOVERNMENT,  
HEALTH DEPARTMENT, TRIVANDRUM.
2. THE UNION OF INDIA,  
REPRESENTED BY ITS SECRETARY,  
MINISTRY OF HEALTH, NEW DELHI.
3. THE DRUGS CONTROLLER, TRIVANDRUM.
4. THE DRUGS INSPECTOR, ERNAKULAM, CIVIL STATION,  
KOCHI - 682 030.

R1, R3 & R4 BY SENIOR GOVERNMENT PLEADER SMT.MEERA.  
R2 BY ASST. S.G. SRI.P.PARAMESWARAN NAIR.

THIS ORIGINAL PETITION HAVING COME UP FOR FINAL HEARING  
ON 05/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

**H.L.Dattu,C.J. & K.T.Sankaran,J.**

**O.P.No.8634 of 1995-C**

Dated, this the 5<sup>th</sup> day of September, 2007

**JUDGMENT**

**H.L.Dattu,C.J.**

This is a pretty old matter. None appears for the petitioner. Therefore, the Original Petition is rejected for non-prosecution.

(2) Registry is directed to send a copy of this judgment to the petitioner forthwith.

(3) Liberty is reserved to the petitioner to make an appropriate application, if he so desires, in case the cause of action pleaded in this Original Petition still survives for consideration of this Court.

Consequently, C.M.P.No.14801 of 1995 is also dismissed.

Ordered accordingly.

H.L.Dattu  
Chief Justice

K.T.Sankaran  
Judge

vku/-